

**Exhibit H**

Defendant's Rebuttal Notice



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August 21, 2023

**VIA EMAIL**

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United States Attorney's Office  
Southern District of New York  
1 St. Andrew's Plaza  
New York, New York 10007

**Re: *United States v. Samuel Bankman-Fried*, S6 22 Cr. 673 (LAK)**

Dear Counsel:

Pursuant to the Court's Scheduling Order for Trial-Related Motions and Discovery (ECF No. 173), as modified by the Court (ECF No. 196), and Federal Rule of Criminal Procedure 16, we write to provide notice of defense-designated experts that the defense may call in rebuttal to the case presented by the Government at trial. The disclosures contained herein do not limit in any way the defense's expert disclosures served on August 16, 2023 (the "Initial Expert Disclosures").

*First*, as previously disclosed in the Initial Expert Disclosures, the defense may call defense-designated experts Joseph Pimbley and Thomas Bishop in rebuttal on the topics set forth in their respective Initial Expert Disclosures that may rebut, among other things, expert testimony presented at trial by Government expert Peter Easton.

*Second*, as previously disclosed in the Initial Expert Disclosures, the defense may call defense-designated expert Brian Kim in rebuttal on the topics set forth in his Initial Expert Disclosure that may rebut, among other things, expert testimony presented at trial by the FBI Special Agent whom the Government expects to present at trial regarding the content, metadata, and file paths associated with Slack data and Google documents.

*Third*, the defense may call defense-designated experts Peter Vinella and Professor Andrew Wu in rebuttal to, but not limited to, the expert testimony presented at trial by

Danielle Sassoon, Esq. *et al.*

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Government-designated expert Dr. Andria van der Merwe. Enclosed are rebuttal expert disclosures for Mr. Vinella and Professor Wu.

Consistent with Federal Rule of Criminal Procedure 16(b)(1)(C)(vi), these expert disclosures are provided without prejudice to Mr. Bankman-Fried's right to amend, supplement, or otherwise modify such disclosures in response to, without limitation, the nature and scope of the Government-designated expert disclosures, the exhibits and other evidence identified by the Government in advance of trial, any evidence offered by the Government before or at trial and documents or other information received from the Government or third parties.

By making these rebuttal expert disclosures, Mr. Bankman-Fried is not obligated to present any or all of the defense-designated experts or present any or all of their opinions if a defense case is presented at trial. Mr. Bankman-Fried further notes that, by making these disclosures, he does not waive in any way his right to object to any evidence offered by the Government before or at trial.

Sincerely,

/s/ Christian R. Everdell

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Enclosures

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